

0300
#38

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

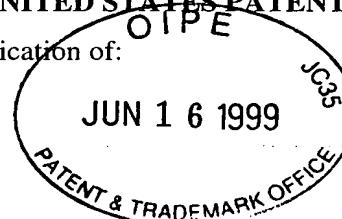
In re Reissue Patent Application of:

Rodney M. SHIELDS

Serial No. 09/267,025

Filed: March 11, 1999

Title: IMAGE DISPLAY APPARATUS WITH HOLES FOR OPPOSITE SIDE VIEWING



Reissue of U.S. Patent No. 5,609,938

Issued: March 11, 1997

* * * * *

June 16, 1999

PETITION TO FILE AN EXTENSION OF TIME TO FILE A PROTEST

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

This is a Petition to file an Extension of Time to File a Protest in regard to U.S. Application No. 09/267,025, which is a Reissue Application of U.S. Patent No. 5,609,938.

The undersigned representative of Contra Vision North America, Inc. (CVNA) hereby petitions on behalf of CVNA for an extension of time for filing a Protest to the above-identified reissue application.

While a Protest should ideally be filed within the two-month period following announcement of the filing of the reissue application in the Official Gazette (i.e., two months from April 20, 1999 -- which would be Monday, June 21, 1999), MPEP 1901.04 permits for a Petition to extend the time for filing the Protest after the two month period. The attached letter from the President of CVNA sets forth the reasons for which an extension of time to file a Protest is requested. The Protestor hereby requests an extension of one month (i.e., until July 20, 1999) for filing its protest.

The Petition Fee of \$130.00 set forth in 37 CFR 1.17(h) is enclosed herewith.

The Protestor hereby requests the appropriate individual at the U.S. Patent and Trademark Office contact the undersigned as soon as possible to confirm that the extension of time has been granted.

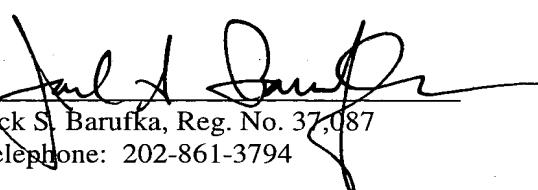
06/17/1999 SARAYA 00000088 09267025

01 FC:122

130.00 0P

Respectfully submitted,
PILLSBURY, MADISON & SUTRO LLP

By:


Jack S. Barufka, Reg. No. 37,087
Telephone: 202-861-3794

JSB:srd

1100 New York Avenue, N.W.
9TH Floor, East Tower
Washington, D.C. 20005-3918
Facsimile: 202-822-0944

contrAvision®

world leader in setting graphics technology

June 15, 1999

Ref: CVNA\Patents\grh-jmh

The US Patent and Trademark Office
Assistant Commissioner of Patents and Trademarks
Washington DC 20231
USA

VERY URGENT

Dear Sir

Application for Reissue of US Patent No. 5,609,938('938)

Inventor: Rodney M Shields. Assignee: Creative Minds Foundation, Inc.

Application No.: 09/267,025

Class: 428 Art Unit: 1772

REQUEST FOR EXTENSION OF TIME TO PROTEST

The writer of this letter is the president of Contra Vision North America, Inc. (CVNA), which is the exclusive licensee of various patents owned by Contra Vision Limited (UK). CVNA has sub-licensees of these patents. I obtained a copy of the file history for this application for reissue for the first time on Friday June 11, 1999, some 80 pages including the cover sheet. I understand that Protests should be ideally filed within 2 months of the publication within the Official Gazette (ie June 21). Both we and our sub-licensees and our customers would be severely affected if this reissue application was allowed to proceed without further time to protest. We and/or our licensees have evidence and are in the process of collecting further evidence which we believe renders this patent invalid as granted and as proposed in the reissue application.

We seek an extension of time to protest the above application on the following grounds:

1. A substantial part of the evidence that we wish to present is not immediately in our control and will require communications and collaborations with various sources. More specifically, much of this prior art is not in the form of printed, published information but is in the form of prior art in use that will require declarations and/or affidavits being prepared and signed.
2. The announcement of April 20, 1999, in the Official Gazette, incorrectly stated that the owner of the patent is the inventor. In fact, this patent is owned by Creative Minds Foundation, Inc., one of our key competitors. There are many of our licensees and others who know Creative Minds Foundation, Inc. and it is likely that we would have found out earlier, if the notice had been correct.



contrAVISION®

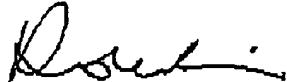
3. Also, this error will be likely to have prevented individuals or companies who would wish to protest identifying the existence of this application, if they are using the owner's name, Creative Minds Foundation, Inc. as their search key words to identify such an application for reissue.

Creative Minds Foundation, Inc. is cited as the owner of the patent on the patent and in the application for reissue and this is clearly an error by the PTO, which it can correct. This application should be re-advertised with the correct information, to enable proper opportunity to protest.

4. The Statement of Inoperativeness or Invalidity is incomplete, as the language at the top of page 2 is an incomplete sentence. It is not clear whether just part of one sentence, several sentences or one or more pages is missing, in spite of the pagination. Whichever, it is clear that there is no opportunity to protest the full Statement of Inoperativeness or Invalidity as it is not present in the file.

We look forward to your earliest acceptance of our request for an extension of time and the revised date for protest.

Truly yours



Roland Hill